

**SUBSTITUTE FOR
HOUSE BILL NO. 4231**

A bill to make appropriations for the department of corrections for the fiscal year ending September 30, 2020; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of corrections for the fiscal year ending September 30, 2020, from the following funds:

DEPARTMENT OF CORRECTIONS

APPROPRIATION SUMMARY

| | |
|--|------------------|
| Average population | 38,445 |
| Full-time equated unclassified positions | 16.0 |
| Full-time equated classified positions | 13,709.2 |
| GROSS APPROPRIATION | \$ 1,992,091,100 |



| | | |
|----|--|------------------|
| 1 | Interdepartmental grant revenues: | |
| 2 | Total interdepartmental grants and intradepartmental | |
| 3 | transfers..... | 0 |
| 4 | ADJUSTED GROSS APPROPRIATION | \$ 1,992,091,100 |
| 5 | Federal revenues: | |
| 6 | Total federal revenues | 5,323,700 |
| 7 | Special revenue funds: | |
| 8 | Total local revenues | 275,000 |
| 9 | Total private revenues | 0 |
| 10 | Total other state restricted revenues | 57,992,400 |
| 11 | State general fund/general purpose | \$ 1,928,500,000 |
| 12 | Sec. 102. DEPARTMENTAL ADMINISTRATION AND SUPPORT | |
| 13 | Full-time equated unclassified positions | 16.0 |
| 14 | Full-time equated classified positions | 322.0 |
| 15 | Unclassified salaries--16.0 FTE positions | \$ 1,760,700 |
| 16 | Administrative hearings officers | 3,136,800 |
| 17 | Budget and operations administration--241.0 FTE | |
| 18 | positions..... | 31,886,300 |
| 19 | Compensatory buyout and union leave bank | 100 |
| 20 | County jail reimbursement program | 14,814,600 |
| 21 | Equipment and special maintenance | 1,559,700 |
| 22 | Executive direction--20.0 FTE positions | 4,299,400 |
| 23 | Judicial data warehouse user fees | 50,600 |
| 24 | New custody staff training | 9,491,100 |
| 25 | Prison industries operations--61.0 FTE positions | 9,989,100 |
| 26 | Property management | 2,255,100 |
| 27 | Prosecutorial and detainer expenses | 4,801,000 |



| | | |
|----|---|-------------------|
| 1 | Sheriffs' coordinating and training office | 100,000 |
| 2 | Worker's compensation | <u>10,052,900</u> |
| 3 | GROSS APPROPRIATION | \$ 94,197,400 |
| 4 | Appropriated from: | |
| 5 | Federal revenues: | |
| 6 | DOJ, prison rape elimination act grant | 674,700 |
| 7 | Special revenue funds: | |
| 8 | Correctional industries revolving fund | 9,989,100 |
| 9 | Correctional industries revolving fund 110 | 721,600 |
| 10 | Jail reimbursement program fund | 5,900,000 |
| 11 | Local corrections officer training fund | 100,000 |
| 12 | Program and special equipment fund | 100 |
| 13 | State general fund/general purpose | \$ 76,811,900 |
| 14 | Sec. 103. OFFENDER SUCCESS ADMINISTRATION | |
| 15 | Full-time equated classified positions | 344.4 |
| 16 | Community corrections comprehensive plans and services \$ | 11,658,000 |
| 17 | Drunk driver jail reduction and community treatment | |
| 18 | program..... | 1,440,100 |
| 19 | Education/skilled trades/career readiness programs-- | |
| 20 | 266.4 FTE positions..... | 38,331,600 |
| 21 | Enhanced food technology program--12.0 FTE positions . | 2,000,000 |
| 22 | Federally qualified health center pilot | 100 |
| 23 | Offender success community partners | 14,500,000 |
| 24 | Offender success federal grants | 751,000 |
| 25 | Offender success programming | 11,772,800 |
| 26 | Offender success services--66.0 FTE positions | 29,561,400 |
| 27 | Residential probation diversions | <u>17,825,500</u> |



| | | | |
|----|---|----|------------------|
| 1 | GROSS APPROPRIATION | \$ | 127,840,500 |
| 2 | Appropriated from: | | |
| 3 | Federal revenues: | | |
| 4 | DOJ, prisoner reintegration | | 751,000 |
| 5 | Federal education funding | | 1,540,800 |
| 6 | Special revenue funds: | | |
| 7 | Program and special equipment fund | | 27,093,100 |
| 8 | State general fund/general purpose | \$ | 98,455,600 |
| 9 | Sec. 104. FIELD OPERATIONS ADMINISTRATION | | |
| 10 | Full-time equated classified positions | | 2,112.4 |
| 11 | Criminal justice reinvestment | \$ | 5,498,400 |
| 12 | Detroit Reentry Center--237.9 FTE positions | | 30,561,100 |
| 13 | Field operations--1,843.5 FTE positions | | 217,784,600 |
| 14 | Parole board operations--31.0 FTE positions | | 3,793,300 |
| 15 | Parole/probation services | | 940,000 |
| 16 | Residential alternative to prison program | | <u>1,500,000</u> |
| 17 | GROSS APPROPRIATION | \$ | 260,077,400 |
| 18 | Appropriated from: | | |
| 19 | Special revenue funds: | | |
| 20 | Local - community tether program reimbursement | | 275,000 |
| 21 | Parole and probation oversight fees | | 4,000,000 |
| 22 | Parole and probation oversight fees set-aside | | 940,000 |
| 23 | Reentry center offender reimbursements | | 10,000 |
| 24 | Tether program participant contributions | | 2,630,500 |
| 25 | State general fund/general purpose | \$ | 252,221,900 |
| 26 | Sec. 105. CORRECTIONAL FACILITIES ADMINISTRATION | | |
| 27 | Full-time equated classified positions | | 663.0 |



| | | | |
|----|--|----|-------------------|
| 1 | Central records--35.0 FTE positions | \$ | 4,646,800 |
| 2 | Correctional facilities administration--31.0 FTE | | |
| 3 | positions..... | | 5,991,400 |
| 4 | Housing inmates in federal institutions | | 511,000 |
| 5 | Inmate housing fund..... | | 100 |
| 6 | Inmate legal services | | 290,900 |
| 7 | Leased beds and alternatives to leased beds | | 100 |
| 8 | Prison food service--352.0 FTE positions | | 71,131,100 |
| 9 | Prison store operations--34.0 FTE positions | | 3,331,400 |
| 10 | Public works programs | | 1,000,000 |
| 11 | Transportation--211.0 FTE positions | | <u>29,938,400</u> |
| 12 | GROSS APPROPRIATION | \$ | 116,841,200 |
| 13 | Appropriated from: | | |
| 14 | Federal revenues: | | |
| 15 | DOJ-BOP, federal prisoner reimbursement | | 411,000 |
| 16 | SSA-SSI, incentive payment | | 272,000 |
| 17 | Special revenue funds: | | |
| 18 | Correctional industries revolving fund 110 | | 583,900 |
| 19 | Public works user fees | | 1,000,000 |
| 20 | Resident stores | | 3,331,400 |
| 21 | State general fund/general purpose | \$ | 111,242,900 |
| 22 | Sec. 106. HEALTH CARE | | |
| 23 | Full-time equated classified positions | | 1,473.3 |
| 24 | Clinical complexes--1,035.3 FTE positions | \$ | 145,977,800 |
| 25 | Health care administration--20.0 FTE positions | | 3,815,200 |
| 26 | Healthy Michigan plan administration--12.0 FTE | | |
| 27 | positions..... | | 982,700 |



| | | |
|----|--|----------------|
| 1 | Hepatitis C treatment | 6,735,600 |
| 2 | Interdepartmental grant to health and human services, | |
| 3 | eligibility specialists | 121,500 |
| 4 | Mental health and substance abuse treatment services-- | |
| 5 | 406.0 FTE positions | 50,924,800 |
| 6 | Prisoner health care services | 86,892,900 |
| 7 | Vaccination program | <u>691,200</u> |
| 8 | GROSS APPROPRIATION | \$ 296,141,700 |
| 9 | Appropriated from: | |
| 10 | Federal revenues: | |
| 11 | DOJ, Office of Justice programs, RSAT | 250,200 |
| 12 | Federal revenues and reimbursements | 389,200 |
| 13 | Special revenue funds: | |
| 14 | Prisoner health care copayments | 257,200 |
| 15 | State general fund/general purpose | \$ 295,245,100 |
| 16 | Sec. 107. CORRECTIONAL FACILITIES | |
| 17 | Average population..... | 38,445 |
| 18 | Full-time equated classified positions..... | 8,794.1 |
| 19 | Alger Correctional Facility - Munising--259.0 FTE | |
| 20 | positions..... | \$ 31,510,900 |
| 21 | Baraga Correctional Facility - Baraga--295.8 FTE | |
| 22 | positions..... | 36,622,100 |
| 23 | Bellamy Creek Correctional Facility - Ionia--391.2 FTE | |
| 24 | positions..... | 45,578,500 |
| 25 | Carson City Correctional Facility - Carson City--423.4 | |
| 26 | FTE positions..... | 50,103,600 |
| 27 | Central Michigan Correctional Facility - St. Louis-- | |



| | | |
|----|--|------------|
| 1 | 388.6 FTE positions..... | 47,665,900 |
| 2 | Charles E. Egeler Correctional Facility - Jackson-- | |
| 3 | 386.6 FTE positions..... | 47,136,400 |
| 4 | Chippewa Correctional Facility - Kincheloe--443.6 FTE | |
| 5 | positions..... | 52,687,300 |
| 6 | Cooper Street Correctional Facility - Jackson--262.1 | |
| 7 | FTE positions..... | 30,716,700 |
| 8 | Earnest C. Brooks Correctional Facility - Muskegon-- | |
| 9 | 248.2 FTE positions..... | 31,058,100 |
| 10 | G. Robert Cotton Correctional Facility - Jackson-- | |
| 11 | 393.0 FTE positions..... | 46,141,700 |
| 12 | Gus Harrison Correctional Facility - Adrian--443.6 FTE | |
| 13 | positions..... | 51,430,500 |
| 14 | Ionia Correctional Facility - Ionia--287.3 FTE | |
| 15 | positions..... | 35,236,300 |
| 16 | Kinross Correctional Facility - Kincheloe--258.6 FTE | |
| 17 | positions..... | 33,574,700 |
| 18 | Lakeland Correctional Facility - Coldwater--275.4 FTE | |
| 19 | positions..... | 33,883,000 |
| 20 | Macomb Correctional Facility - New Haven--292.8 FTE | |
| 21 | positions..... | 35,755,800 |
| 22 | Marquette Branch Prison - Marquette--319.7 FTE | |
| 23 | positions..... | 39,115,100 |
| 24 | Michigan Reformatory - Ionia--317.8 FTE positions | 36,388,100 |
| 25 | Muskegon Correctional Facility - Muskegon--206.0 FTE | |
| 26 | positions..... | 26,478,300 |
| 27 | Newberry Correctional Facility - Newberry--198.1 FTE | |



| | | |
|----|--|-------------------|
| 1 | positions..... | 24,989,900 |
| 2 | Oaks Correctional Facility - Eastlake--289.4 FTE | |
| 3 | positions..... | 35,358,300 |
| 4 | Parnall Correctional Facility - Jackson--264.1 FTE | |
| 5 | positions..... | 29,818,600 |
| 6 | Richard A. Handlon Correctional Facility - Ionia-- | |
| 7 | 252.7 FTE positions..... | 31,116,300 |
| 8 | Saginaw Correctional Facility - Freeland--276.9 FTE | |
| 9 | positions..... | 34,390,100 |
| 10 | Special Alternative Incarceration Program - Cassidy | |
| 11 | Lake--120.0 FTE positions..... | 14,325,300 |
| 12 | St. Louis Correctional Facility - St. Louis--303.6 FTE | |
| 13 | positions..... | 38,496,600 |
| 14 | Thumb Correctional Facility - Lapeer--283.6 FTE | |
| 15 | positions..... | 34,269,200 |
| 16 | Womens Huron Valley Correctional Complex - Ypsilanti-- | |
| 17 | 504.1 FTE positions..... | 61,141,400 |
| 18 | Woodland Correctional Facility - Whitmore Lake--277.9 | |
| 19 | FTE positions..... | 33,516,900 |
| 20 | Northern region administration and support--43.0 FTE | |
| 21 | positions..... | 4,406,900 |
| 22 | Southern region administration and support--88.0 FTE | |
| 23 | positions..... | <u>20,640,500</u> |
| 24 | GROSS APPROPRIATION | \$ 1,073,553,000 |
| 25 | Appropriated from: | |
| 26 | Federal revenues: | |
| 27 | DOJ, state criminal assistance program | 1,034,800 |



| | | |
|----|--|----------------------|
| 1 | Special revenue funds: | |
| 2 | State restricted fees, revenues, and reimbursements .. | 102,100 |
| 3 | State general fund/general purpose | \$ 1,072,416,100 |
| 4 | Sec. 108. INFORMATION TECHNOLOGY | |
| 5 | Information technology services and projects | \$ <u>23,439,900</u> |
| 6 | GROSS APPROPRIATION | \$ 23,439,900 |
| 7 | Appropriated from: | |
| 8 | Special revenue funds: | |
| 9 | Correctional industries revolving fund 110 | 179,900 |
| 10 | Parole and probation oversight fees set-aside | 706,200 |
| 11 | Program and special equipment fund | 447,300 |
| 12 | State general fund/general purpose | \$ 22,106,500 |

PART 2

PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2019-2020

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2019-2020 is \$1,986,492,400.00 and state spending from state sources to be paid to local units of government for fiscal year 2019-2020 is \$118,635,700.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF CORRECTIONS

| | | |
|----|---|---------------|
| 25 | County jail reimbursement program | \$ 14,814,600 |
|----|---|---------------|



| | | |
|----|---|-------------------|
| 1 | Community corrections comprehensive plans and | |
| 2 | services..... | 11,658,000 |
| 3 | Drunk driver jail reduction and community | |
| 4 | treatment program..... | 1,440,100 |
| 5 | Field operations | 66,596,400 |
| 6 | Leased beds and alternatives to leased beds | 100 |
| 7 | Prosecutorial and detainer expenses | 4,801,000 |
| 8 | Residential alternative to prison program | 1,500,000 |
| 9 | Residential probation diversions | <u>17,825,500</u> |
| 10 | TOTAL..... | \$ 118,635,700 |

11 Sec. 202. The appropriations authorized under this part and
 12 part 1 are subject to the management and budget act, 1984 PA 431,
 13 MCL 18.1101 to 18.1594.

14 Sec. 203. As used in this part and part 1:

15 (a) "Administrative segregation" means confinement for
 16 maintenance of order or discipline to a cell or room apart from
 17 accommodations provided for inmates who are participating in
 18 programs of the facility.

19 (b) "Cost per prisoner" means the sum total of the funds
 20 appropriated under part 1 for the following, divided by the
 21 projected prisoner population in fiscal year 2019-2020:

- 22 (i) New custody staff training.
- 23 (ii) Education/skilled trades/career readiness programs.
- 24 (iii) Offender success programming.
- 25 (iv) Central records.
- 26 (v) Correctional facilities administration.
- 27 (vi) Inmate legal services.



- 1 (vii) Prison food service.
- 2 (viii) Prison store operations.
- 3 (ix) Transportation.
- 4 (x) Clinical complexes.
- 5 (xi) Hepatitis C treatment.
- 6 (xii) Mental health and substance abuse treatment services.
- 7 (xiii) Prisoner health care services.
- 8 (xiv) Vaccination program.
- 9 (xv) Correctional facilities.
- 10 (xvi) Northern and southern region administration and support.
- 11 (c) "Department" or "MDOC" means the Michigan department of
12 corrections.
- 13 (d) "DOJ" means the United States Department of Justice.
- 14 (e) "DOJ-BOP" means the DOJ Bureau of Prisons.
- 15 (f) "EPIC program" means the department's effective process
16 improvement and communications program.
- 17 (g) "Evidence-based" means a decision-making process that
18 integrates the best available research, clinician expertise, and
19 client characteristics.
- 20 (h) "Federally qualified health center" means that term as
21 defined in section 1396d(l) (2) (B) of the social security act, 42
22 USC 1396d.
- 23 (i) "FTE" means full-time equated.
- 24 (j) "Goal" means the intended or projected result of a
25 comprehensive corrections plan or community corrections program to
26 reduce repeat offending, criminogenic and high-risk behaviors,
27 prison commitment rates, the length of stay in a jail, or to



1 improve the utilization of a jail.

2 (k) "Jail" means a facility operated by a local unit of
3 government for the physical detention and correction of persons
4 charged with or convicted of criminal offenses.

5 (l) "MDHHS" means the Michigan department of health and human
6 services.

7 (m) "Medicaid benefit" means a benefit paid or payable under a
8 program for medical assistance under the social welfare act, 1939
9 PA 280, MCL 400.1 to 400.119b.

10 (n) "Objective risk and needs assessment" means an evaluation
11 of an offender's criminal history; the offender's noncriminal
12 history; and any other factors relevant to the risk the offender
13 would present to the public safety, including, but not limited to,
14 having demonstrated a pattern of violent behavior, and a criminal
15 record that indicates a pattern of violent offenses.

16 (o) "OCC" means the office of community corrections.

17 (p) "Offender eligibility criteria" means particular criminal
18 violations, state felony sentencing guidelines descriptors, and
19 offender characteristics developed by advisory boards and approved
20 by local units of government that identify the offenders suitable
21 for community corrections programs funded through the office of
22 community corrections.

23 (q) "Offender success" means that an offender has, with the
24 support of the community, intervention of the field agent, and
25 benefit of any participation in programs and treatment, made an
26 adjustment while at liberty in the community such that he or she
27 has not been sentenced to or returned to prison for the conviction



1 of a new crime or the revocation of probation or parole.

2 (r) "Offender target populations" means felons or
3 misdemeanants who would likely be sentenced to imprisonment in a
4 state correctional facility or jail, who would not likely increase
5 the risk to the public safety based on an objective risk and needs
6 assessment that indicates that the offender can be safely treated
7 and supervised in the community.

8 (s) "Offender who would likely be sentenced to imprisonment"
9 means either of the following:

10 (i) A felon or misdemeanant who receives a sentencing
11 disposition that appears to be in place of incarceration in a state
12 correctional facility or jail, according to historical local
13 sentencing patterns.

14 (ii) A currently incarcerated felon or misdemeanant who is
15 granted early release from incarceration to a community corrections
16 program or who is granted early release from incarceration as a
17 result of a community corrections program.

18 (t) "Programmatic success" means that the department program
19 or initiative has ensured that the offender has accomplished all of
20 the following:

21 (i) Obtained employment, has enrolled or participated in a
22 program of education or job training, or has investigated all bona
23 fide employment opportunities.

24 (ii) Obtained housing.

25 (iii) Obtained a state identification card.

26 (u) "Recidivism" means that term as defined in section 1 of
27 2017 PA 5, MCL 798.31.



1 (v) "RSAT" means residential substance abuse treatment.

2 (w) "Serious emotional disturbance" means that term as defined
3 in section 100d(2) of the mental health code, 1974 PA 258, MCL
4 330.1100d.

5 (x) "Serious mental illness" means that term as defined in
6 section 100d(3) of the mental health code, 1974 PA 258, MCL
7 330.1100d.

8 (y) "SSA" means the United States Social Security
9 Administration.

10 (z) "SSA-SSI" means SSA supplemental security income.

11 Sec. 204. The department shall use the internet to fulfill the
12 reporting requirements of this part. This requirement may include
13 transmission of reports via electronic mail to the recipients
14 identified for each reporting requirement or it may include
15 placement of reports on an internet or intranet site.

16 Sec. 205. Funds appropriated in part 1 shall not be used for
17 the purchase of foreign goods or services, or both, if
18 competitively priced and of comparable quality American goods or
19 services, or both, are available. Preference shall be given to
20 goods or services, or both, manufactured or provided by Michigan
21 businesses, if they are competitively priced and of comparable
22 quality. In addition, preference shall be given to goods or
23 services, or both, that are manufactured or provided by Michigan
24 businesses owned and operated by veterans, if they are
25 competitively priced and of comparable quality.

26 Sec. 206. The department shall not take disciplinary action
27 against an employee or a prisoner for communicating with a member



1 of the legislature or his or her staff.

2 Sec. 207. The department shall prepare a report on out-of-
3 state travel expenses not later than January 1 of each year. The
4 travel report shall be a listing of all travel by classified and
5 unclassified employees outside this state in the immediately
6 preceding fiscal year that was funded in whole or in part with
7 funds appropriated in the department's budget. The report shall be
8 submitted to the senate and house appropriations committees, the
9 senate and house fiscal agencies, and the state budget office. The
10 report shall include the following information:

11 (a) The dates of each travel occurrence.

12 (b) The total transportation and related costs of each travel
13 occurrence, including the proportion funded with state general
14 fund/general purpose revenues, the proportion funded with state
15 restricted revenues, the proportion funded with federal revenues,
16 and the proportion funded with other revenues.

17 Sec. 208. Funds appropriated in part 1 shall not be used by
18 the department to hire a person to provide legal services that are
19 the responsibility of the attorney general. This prohibition does
20 not apply to legal services for bonding activities and for those
21 outside services that the attorney general authorizes.

22 Sec. 209. Not later than November 30, the state budget office
23 shall prepare and transmit a report that provides for estimates of
24 the total general fund/general purpose appropriation lapses at the
25 close of the prior fiscal year. This report shall summarize the
26 projected year-end general fund/general purpose appropriation
27 lapses by major departmental program or program areas. The report



1 shall be transmitted to the chairpersons of the senate and house
2 appropriations committees and the senate and house fiscal agencies.

3 Sec. 210. (1) In addition to the funds appropriated in part 1,
4 there is appropriated an amount not to exceed \$10,000,000.00 for
5 federal contingency funds. These funds are not available for
6 expenditure until they have been transferred to another line item
7 in part 1 under section 393(2) of the management and budget act,
8 1984 PA 431, MCL 18.1393.

9 (2) In addition to the funds appropriated in part 1, there is
10 appropriated an amount not to exceed \$10,000,000.00 for state
11 restricted contingency funds. These funds are not available for
12 expenditure until they have been transferred to another line item
13 in part 1 under section 393(2) of the management and budget act,
14 1984 PA 431, MCL 18.1393.

15 (3) In addition to the funds appropriated in part 1, there is
16 appropriated an amount not to exceed \$2,000,000.00 for local
17 contingency funds. These funds are not available for expenditure
18 until they have been transferred to another line item in part 1
19 under section 393(2) of the management and budget act, 1984 PA 431,
20 MCL 18.1393.

21 (4) In addition to the funds appropriated in part 1, there is
22 appropriated an amount not to exceed \$2,000,000.00 for private
23 contingency funds. These funds are not available for expenditure
24 until they have been transferred to another line item in part 1
25 under section 393(2) of the management and budget act, 1984 PA 431,
26 MCL 18.1393.

27 Sec. 211. The department shall cooperate with the department



1 of technology, management, and budget to maintain a searchable
2 website accessible by the public at no cost that includes, but is
3 not limited to, all of the following for the department:

4 (a) Fiscal year-to-date expenditures by category.

5 (b) Fiscal year-to-date expenditures by appropriation unit.

6 (c) Fiscal year-to-date payments to a selected vendor,
7 including the vendor name, payment date, payment amount, and
8 payment description.

9 (d) The number of active department employees by job
10 classification.

11 (e) Job specifications and wage rates.

12 Sec. 212. Within 14 days after the release of the executive
13 budget recommendation, the department shall cooperate with the
14 state budget office to provide the chairpersons of the senate and
15 house appropriations committees, the chairpersons of the senate and
16 house appropriations subcommittees on corrections, and the senate
17 and house fiscal agencies with an annual report on estimated state
18 restricted fund balances, state restricted fund projected revenues,
19 and state restricted fund expenditures for the prior 2 fiscal
20 years.

21 Sec. 213. The department shall maintain, on a publicly
22 accessible website, a department scorecard that identifies, tracks,
23 and regularly updates key metrics that are used to monitor and
24 improve the department's performance.

25 Sec. 214. Total authorized appropriations from all sources
26 under part 1 for legacy costs for the fiscal year ending September
27 30, 2020 are estimated at \$295,107,000.00. From this amount, total



1 department appropriations for pension-related legacy costs are
2 estimated at \$143,458,300.00. Total department appropriations for
3 retiree health care legacy costs are estimated at \$151,648,700.00.

4 Sec. 216. (1) On a quarterly basis, the department shall
5 report on the number of full-time equated positions in pay status
6 by civil service classification, including the number of full-time
7 equated positions in pay status by civil service classification for
8 each correctional facility, to the senate and house appropriations
9 subcommittees on corrections, the senate and house fiscal agencies,
10 the legislative corrections ombudsman, and the state budget office.
11 This report must include the following:

12 (a) A detailed accounting of all vacant positions that exist
13 within the department.

14 (b) A detailed accounting of all correction officer positions
15 at each correctional facility, including positions that are filled
16 and vacant positions, by facility.

17 (c) A detailed accounting of all vacant positions that are
18 health care-related.

19 (d) A detailed accounting of vacant positions that are being
20 held open for temporarily nonactive employees.

21 (2) As used in this section, "vacant position" means any
22 position that has not been filled at any time during the past 12
23 calendar months.

24 Sec. 219. (1) Any contract for prisoner telephone services
25 entered into after the effective date of this section shall include
26 a condition that fee schedules for prisoner telephone calls,
27 including rates and any surcharges other than those necessary to



1 meet program and special equipment costs, be the same as fee
2 schedules for calls placed from outside of correctional facilities.

3 (2) Revenues appropriated and collected for program and
4 special equipment funds shall be considered state restricted
5 revenue. Funding shall be used for prisoner programming, special
6 equipment, and security projects. Unexpended funds remaining at the
7 close of the fiscal year shall not lapse to the general fund but
8 shall be carried forward and be available for appropriation in
9 subsequent fiscal years.

10 (3) The department shall submit a report to the senate and
11 house appropriations subcommittees on corrections, the senate and
12 house fiscal agencies, the legislative corrections ombudsman, and
13 the state budget office by February 1 outlining revenues and
14 expenditures from program and special equipment funds. The report
15 shall include all of the following:

16 (a) A list of all individual projects and purchases financed
17 with program and special equipment funds in the immediately
18 preceding fiscal year, the amounts expended on each project or
19 purchase, and the name of each vendor from which the products or
20 services were purchased.

21 (b) A list of planned projects and purchases to be financed
22 with program and special equipment funds during the current fiscal
23 year, the amounts to be expended on each project or purchase, and
24 the name of each vendor from which the products or services will be
25 purchased.

26 (c) A review of projects and purchases planned for future
27 fiscal years from program and special equipment funds.



1 Sec. 220. The department may charge fees and collect revenues
2 in excess of appropriations in part 1 not to exceed the cost of
3 offender services and programming, employee meals, parolee loans,
4 academic/vocational services, custody escorts, compassionate
5 visits, union steward activities, and public works programs and
6 services provided to local units of government or private nonprofit
7 organizations. The revenues and fees collected are appropriated for
8 all expenses associated with these services and activities.

9 Sec. 225. Appropriations in part 1 shall not be expended until
10 all existing work project authorization available for the same
11 purposes is exhausted.

12 Sec. 226. (1) From the unexpended and unencumbered funds
13 appropriated in 2014 PA 252, 2015 PA 84, 2016 PA 268, 2017 PA 107,
14 2018 PA 207, and 2018 PA 618 for MDOC physical plant projects
15 utilizing operating funds, pilot online career high school
16 education program, new custody officer training, offender
17 success/local reentry/local reentry services, education/vocational
18 village enhancements, Ojibway Correctional Facility closure costs
19 and site maintenance, staff transition costs, Hepatitis C treatment
20 program, Pugsley Correctional Facility closure costs and site
21 maintenance, and swift and sure sanctions program - Michigan
22 rehabilitation services, the following appropriations shall be
23 made:

24 (a) \$7,393,400.00 for training new custody staff.

25 (b) \$4,567,100.00 for replacing electronic tethers.

26 (c) \$950,000.00 for providing post-traumatic stress disorder
27 training and wellness support for department employees.



1 (d) \$750,000.00 for demolition of the former Deerfield
2 Correctional Facility.

3 (e) \$500,000.00 for replacing corrections officer training
4 binders with electronic equipment.

5 (f) \$200,000.00 for requalifying corrections officers in
6 handgun training.

7 (g) \$100,000.00 for conducting a study on the most suitable
8 location for a corrections officer training academy.

9 (2) The funds appropriated under subsection (1) are considered
10 work project appropriations for the fiscal year ending September
11 30, 2020. Any unencumbered or unallotted funds shall not lapse at
12 the end of the fiscal year and shall be available for expenditure
13 in succeeding years. The following is in compliance with section
14 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

15 (a) The purposes of the projects are as follows:

16 (i) To train additional corrections officers to address higher
17 than normal attrition and decrease the department's overtime costs.

18 (ii) To replace 6,619 electronic tethers.

19 (iii) To provide enhanced post-traumatic stress disorder
20 outreach, employee wellness programming, and mental health
21 programming for all department employees.

22 (iv) To demolish the former Deerfield Correctional Facility.

23 (v) To replace corrections officer training binders with
24 electronic equipment.

25 (vi) To requalify corrections officers choosing to be
26 requalified in handgun training.

27 (vii) To conduct a study on the most suitable location for a



1 corrections officer training academy.

2 (b) The projects will be accomplished by state employees or by
3 contracts.

4 (c) The total estimated cost of the projects is
5 \$14,460,500.00.

6 (d) The tentative completion date is September 30, 2024.

7 Sec. 227. (1) From the repurposed work project appropriation
8 of \$100,000.00 for a study on the best location for a corrections
9 officer training academy, funding shall be used to conduct a study,
10 in cooperation with the department of technology, management, and
11 budget, to find a suitable location for a training academy. At a
12 minimum, 3 locations must be selected for the study, and 1 location
13 must be the former Riverside Correctional Facility. The new
14 training academy must have classrooms, administrative offices, a
15 gymnasium, a cafeteria, lodging facilities, an outdoor training
16 area, and a firearm range.

17 (2) The results of the study, including projected costs for
18 each location, must be reported to the senate and house of
19 representatives appropriations subcommittees on corrections, the
20 senate and house fiscal agencies, the legislative corrections
21 ombudsman, and the state budget office by April 1.

22 Sec. 228. From the repurposed work project appropriation of
23 \$750,000.00 for demolition of the former Deerfield Correctional
24 Facility, the department shall work with the department of
25 technology, management, and budget on awarding a contract to the
26 most responsive and responsible best value bidder for demolition of
27 the facility. The \$750,000.00 shall be transferred by the



1 department of corrections to the department of technology,
2 management, and budget through the interdepartmental grant and
3 transfer process and be used for demolition of the facility.

4 Sec. 239. It is the intent of the legislature that the
5 department establish and maintain a management-to-staff ratio of
6 not more than 1 supervisor for each 8 employees at the department's
7 central office in Lansing and at both the northern and southern
8 region administration offices.

9 Sec. 247. In cooperation with the state court administrative
10 office, the department shall assist with the data compilation for
11 the swift and sure sanctions program.

12 Sec. 248. At the May 2020 consensus revenue estimating
13 conference, the senate and house fiscal agencies and the state
14 budget director, or state treasurer, shall establish a projected
15 prisoner population for fiscal year 2020-2021, and a projected
16 number of available beds based on the population projection.

17 **DEPARTMENTAL ADMINISTRATION AND SUPPORT**

18 Sec. 301. For 3 years after a felony offender is released from
19 the department's jurisdiction, the department shall maintain the
20 offender's file on the offender tracking information system and
21 make it publicly accessible in the same manner as the file of the
22 current offender. However, the department shall immediately remove
23 the offender's file from the offender tracking information system
24 upon determination that the offender was wrongfully convicted and
25 the offender's file is not otherwise required to be maintained on
26 the offender tracking information system.



1 Sec. 302. From the funds appropriated in part 1, the
2 department shall submit a report by March 1 on the department's
3 staff retention strategies to the senate and house appropriations
4 subcommittees on corrections, the senate and house fiscal agencies,
5 the legislative corrections ombudsman, and the state budget office.
6 The report must include, but not be limited to, the following:

7 (a) The department's strategies on how to improve employee
8 engagement, how to improve employee wellness, and how to offer
9 additional training and professional development for employees.

10 (b) Mechanisms by which the department receives employee
11 feedback in areas under subdivision (a) and how the department
12 considers suggestions made by employees.

13 (c) Steps the department has taken, and future plans the
14 department has for retention and improving employee wellness.

15 Sec. 303. From the funds appropriated in part 1, the
16 department shall submit a report by March 1 on the number of
17 employee departures to the senate and house appropriations
18 subcommittees on corrections, the senate and house fiscal agencies,
19 the legislative corrections ombudsman, and the state budget office.
20 The report must include the number of corrections officers that
21 departed from employment at a state correctional facility in the
22 immediately preceding fiscal year and the number of years they
23 worked for the department.

24 Sec. 304. The department shall maintain a staff savings
25 initiative program in conjunction with the EPIC program for
26 employees to submit suggestions for efficiencies for the
27 department. The department shall consider each suggestion in a



1 timely manner. By March 1, the department shall report to the
2 senate and house appropriations subcommittees on corrections, the
3 senate and house fiscal agencies, the legislative corrections
4 ombudsman, and the state budget office on process improvements that
5 were implemented based on suggestions that were recommended for
6 implementation from the staff savings initiative and EPIC programs.

7 Sec. 305. From the funds appropriated in part 1 for
8 prosecutorial and detainer expenses, the department shall reimburse
9 counties for housing and custody of parole violators and offenders
10 being returned by the department from community placement who are
11 available for return to institutional status and for prisoners who
12 volunteer for placement in a county jail.

13 Sec. 306. Funds included in part 1 for the sheriffs'
14 coordinating and training office are appropriated for and may be
15 expended to defray costs of continuing education, certification,
16 recertification, decertification, and training of local corrections
17 officers, the personnel and administrative costs of the sheriffs'
18 coordinating and training office, the local corrections officers
19 advisory board, and the sheriffs' coordinating and training council
20 under the local corrections officers training act, 2003 PA 125, MCL
21 791.531 to 791.546.

22 Sec. 307. The department shall issue a biannual report for all
23 vendor contracts to the senate and house appropriations
24 subcommittees on corrections, the senate and house fiscal agencies,
25 the legislative corrections ombudsman, and the state budget office.
26 The report shall cover service contracts with a value of
27 \$500,000.00 or more and include all of the following:



1 (a) The original start date and the current expiration date of
2 each contract.

3 (b) The number, if any, of contract compliance monitoring site
4 visits completed by the department for each vendor.

5 (c) The number and amount of fines, if any, for service-level
6 agreement noncompliance for each vendor broken down by area of
7 noncompliance.

8 Sec. 308. The department shall provide for the training of all
9 custody staff in effective and safe ways of handling prisoners with
10 mental illness and referring prisoners to mental health treatment
11 programs. Mental health awareness training shall be incorporated
12 into the training of new custody staff.

13 Sec. 309. The department shall issue a report for all
14 correctional facilities to the senate and house appropriations
15 subcommittees on corrections, the senate and house fiscal agencies,
16 the legislative corrections ombudsman, and the state budget office
17 by January 1 setting forth the following information for each
18 facility: its name, street address, and date of construction; its
19 current maintenance costs; any maintenance planned; its current
20 utility costs; its expected future capital improvement costs; the
21 current unspent balance of any authorized capital outlay projects,
22 including the original authorized amount; its expected future
23 useful life; a list of costs associated with maintenance and upkeep
24 of all closed facilities, by facility; and estimated costs of
25 demolition of closed facilities.

26 Sec. 310. (1) By February 1, the department shall provide a
27 report to the senate and house appropriations subcommittees on



1 corrections, the senate and house fiscal agencies, the legislative
2 corrections ombudsman, and the state budget office which details
3 the strategic plan of the department. The report shall contain
4 strategies to decrease the overall recidivism rate, measurable
5 plans to increase the rehabilitative function of correctional
6 facilities, metrics to track and ensure prisoner readiness to
7 reenter society, and constructive actions for providing prisoners
8 with life skills development.

9 (2) The intent of this report is to express that the mission
10 of the department is to provide an action plan before reentry to
11 society that ensures prisoners' readiness for meeting parole
12 requirements and ensures a reduction in the total number of
13 released inmates who reenter the criminal justice system.

14 Sec. 311. By December 1, the department shall provide a report
15 on the Michigan state industries program to the senate and house
16 appropriations subcommittees on corrections, the senate and house
17 fiscal agencies, the legislative corrections ombudsman, and the
18 state budget office. The report shall include, but not be limited
19 to, the locations of the programs, the total number of participants
20 at each location, a description of job duties and typical inmate
21 schedules, the products that are produced, and how the program
22 provides marketable skills that lead to employable outcomes after
23 release from a department facility.

24 Sec. 312. (1) From the funds appropriated in part 1 for budget
25 and operations administration, \$50,000.00 shall be used for post-
26 traumatic stress disorder outreach and employee wellness
27 programming. The department shall work with the Michigan



1 corrections organization and others, including a multidisciplinary
2 team of department employees representing every job category and
3 administration, to determine strategies for treating mental health
4 issues and implementing mental health programming for all
5 department staff, with a focus on staff working in correctional
6 facilities on a daily basis.

7 (2) The appropriation of \$50,000.00 in part 1 shall be used in
8 addition to the repurposed work project appropriation of
9 \$950,000.00 contained in section 226 of this part.

10 (3) By September 30, the department shall submit a report
11 detailing strategies determined, programs established, the level of
12 employee involvement in the creation of programs, and details on
13 expenditures. The department shall submit the report to the senate
14 and house appropriations subcommittees on corrections, the senate
15 and house fiscal agencies, the legislative corrections ombudsman,
16 and the state budget office.

17 Sec. 313. (1) From the funds appropriated in part 1, the
18 department shall submit quarterly reports on new employee schools
19 to the senate and house appropriations subcommittees on
20 corrections, the senate and house fiscal agencies, the legislative
21 corrections ombudsman, and the state budget office. The reports
22 must include the following information for the immediately
23 preceding fiscal quarter, and as much of the information as
24 possible for the current and next fiscal year.

25 (a) The number of new employee schools that took place and the
26 location of each.

27 (b) The number of recruits that started in each employee



1 school.

2 (c) The number of recruits that graduated from each employee
3 school and continued employment with the department.

4 (2) The report must outline the department's strategy to
5 achieve a 5% or lower target corrections officer vacancy rate.

6 Sec. 314. From the funds appropriated in part 1, the
7 department shall submit a monthly report on the number of overtime
8 hours worked by all custody staff, by facility. The report shall
9 include for each facility, the number of mandatory overtime hours
10 worked, the number of voluntary overtime hours worked, the reasons
11 for overtime hours worked, and the average number of overtime hours
12 worked by active employees.

13 Sec. 315. It is the intent of the legislature that, once
14 staffing vacancy rates improve to a sufficient level, the
15 department will allow corrections officers the option to work 12-
16 hour shifts.

17 Sec. 316. (1) From the funds appropriated in part 1 for new
18 custody staff training, \$200,000.00 shall be allocated for handgun
19 requalification for corrections officers wanting to be requalified.

20 (2) The appropriation of \$200,000.00 in part 1 shall be used
21 in addition to the repurposed work project appropriation of
22 \$200,000.00 contained in section 226 of this part.

23 **OFFENDER SUCCESS ADMINISTRATION**

24 Sec. 401. The department shall submit 3-year and 5-year prison
25 population projection updates concurrent with submission of the
26 executive budget recommendation to the senate and house



1 appropriations subcommittees on corrections, the senate and house
2 fiscal agencies, the legislative corrections ombudsman, and the
3 state budget office. The report shall include explanations of the
4 methodology and assumptions used in developing the projection
5 updates.

6 Sec. 402. By March 1, the department shall provide a report on
7 offender success expenditures and allocations to the senate and
8 house appropriations subcommittees on corrections, the senate and
9 house fiscal agencies, the legislative corrections ombudsman, and
10 the state budget office. At a minimum, the report shall include
11 information on both of the following:

12 (a) Details on prior-year expenditures, including amounts
13 spent on each project funded, itemized by service provided and
14 service provider.

15 (b) Allocations and planned expenditures for each project
16 funded and for each project to be funded, itemized by service to be
17 provided and service provider. The department shall provide an
18 amended report quarterly, if any revisions to allocations or
19 planned expenditures occurred during that quarter.

20 Sec. 403. The department shall partner with nonprofit faith-
21 based, business and professional, civic, and community
22 organizations for the purpose of providing offender success
23 services. Offender success services include, but are not limited
24 to, counseling, providing information on housing and job placement,
25 and money management assistance.

26 Sec. 404. From the funds appropriated in part 1 for offender
27 success services, the department, when reasonably possible, shall



1 ensure that inmates have potential employer matches in the
2 communities to which they will return prior to each inmate's
3 initial parole hearing.

4 Sec. 405. By March 1, the department shall report to the
5 senate and house appropriations subcommittees on corrections, the
6 senate and house fiscal agencies, the legislative corrections
7 ombudsman, and the state budget office on substance abuse testing
8 and treatment program objectives, outcome measures, and results,
9 including program impact on offender success and programmatic
10 success.

11 Sec. 406. The department will work with the organization
12 representing federally qualified health centers (FQHCs) to
13 implement a pilot project to ensure that behavioral and physical
14 health needs among parolees and probationers are addressed. The
15 pilot project will position FQHCs to ensure that parolees and
16 probationers are enrolled in and maintain access to benefits for
17 which they qualify, are linked to the health care services they
18 need, follow up with providers, stay on their medications, are
19 engaged in services, and have barriers to care addressed. The
20 department will make necessary accommodations to perform the
21 transition planning to allow for a direct referral to the FQHC
22 organization to patients in relevant areas. The pilot project shall
23 operate in at least Berrien, Kent, and Macomb Counties. The FQHC
24 organization shall submit annual reports detailing these outcomes
25 to the senate and house appropriations subcommittees on
26 corrections, the senate and house fiscal agencies, the legislative
27 corrections ombudsman, and the state budget office. The report



1 shall include, but not be limited to, the number of offenders
2 served by the pilot project in each county, the number of
3 individual contacts with each offender, the federally reimbursable
4 expenditures leveraged by the pilot project by county, and the
5 state expenditures within the pilot project by county.

6 Sec. 407. By June 30, the department shall place the
7 statistical report from the immediately preceding calendar year on
8 an internet site. The statistical report shall include, but not be
9 limited to, the information as provided in the 2004 statistical
10 report.

11 Sec. 408. The department shall measure the recidivism rates of
12 offenders.

13 Sec. 409. (1) The department shall engage with the talent
14 investment agency within the department of talent and economic
15 development and local entities to design services and shall use
16 appropriations provided in part 1 for offender success and
17 vocational education programs. The department shall ensure that the
18 collaboration provides relevant professional development
19 opportunities to prisoners to ensure that the programs are high
20 quality, demand driven, locally receptive, and responsive to the
21 needs of communities where the prisoners are expected to reside
22 after their release from correctional facilities. The programs
23 shall begin upon the intake of the prisoner into a department
24 facility.

25 (2) The department shall continue to offer workforce
26 development programming through the entire duration of the
27 prisoner's incarceration to encourage employment upon release.



1 (3) By March 1, the department shall provide a report to the
2 senate and house appropriations subcommittees on corrections, the
3 senate and house fiscal agencies, the legislative corrections
4 ombudsman, and the state budget office detailing the results of the
5 workforce development program.

6 Sec. 410. (1) The funds included in part 1 for community
7 corrections comprehensive plans and services are to encourage the
8 development through technical assistance grants, implementation,
9 and operation of community corrections programs that enhance
10 offender success and that also may serve as an alternative to
11 incarceration in a state facility or jail. The comprehensive
12 corrections plans shall include an explanation of how the public
13 safety will be maintained, the goals for the local jurisdiction,
14 offender target populations intended to be affected, offender
15 eligibility criteria for purposes outlined in the plan, and how the
16 plans will meet the following objectives, consistent with section
17 8(4) of the community corrections act, 1988 PA 511, MCL 791.408:

18 (a) Reduce admissions to prison of offenders who would likely
19 be sentenced to imprisonment, including probation violators.

20 (b) Improve the appropriate utilization of jail facilities,
21 the first priority of which is to open jail beds intended to house
22 otherwise prison-bound felons, and the second priority being to
23 appropriately utilize jail beds so that jail crowding does not
24 occur.

25 (c) Open jail beds through the increase of pretrial release
26 options.

27 (d) Reduce the readmission to prison of parole violators.



1 (e) Reduce the admission or readmission to prison of
2 offenders, including probation violators and parole violators, for
3 substance abuse violations.

4 (f) Contribute to offender success.

5 (2) The award of community corrections comprehensive plans and
6 residential services funds shall be based on criteria that include,
7 but are not limited to, the prison commitment rate by category of
8 offenders, trends in prison commitment rates and jail utilization,
9 historical trends in community corrections program capacity and
10 program utilization, and the projected impact and outcome of annual
11 policies and procedures of programs on offender success, prison
12 commitment rates, and jail utilization.

13 (3) Funds awarded for residential services in part 1 shall
14 provide for a per diem reimbursement of not more than \$52.50.

15 Sec. 411. The comprehensive corrections plans shall also
16 include, where appropriate, descriptive information on the full
17 range of sanctions and services that are available and utilized
18 within the local jurisdiction and an explanation of how jail beds,
19 residential services, the special alternative incarceration
20 program, probation detention centers, the electronic monitoring
21 program for probationers, and treatment and rehabilitative services
22 will be utilized to support the objectives and priorities of the
23 comprehensive corrections plans and the purposes and priorities of
24 section 8(4) of the community corrections act, 1988 PA 511, MCL
25 791.408, that contribute to the success of offenders. The plans
26 shall also include, where appropriate, provisions that detail how
27 the local communities plan to respond to sentencing guidelines



1 found in chapter XVII of the code of criminal procedure, 1927 PA
2 175, MCL 777.1 to 777.69, and use the county jail reimbursement
3 program under section 414 of this part. The state community
4 corrections board shall encourage local community corrections
5 advisory boards to include in their comprehensive corrections plans
6 strategies to collaborate with local alcohol and drug treatment
7 agencies of the MDHHS for the provision of alcohol and drug
8 screening, assessment, case management planning, and delivery of
9 treatment to alcohol- and drug-involved offenders.

10 Sec. 412. (1) The department shall submit to the senate and
11 house appropriations subcommittees on corrections, the senate and
12 house fiscal agencies, the legislative corrections ombudsman, and
13 the state budget office the following information for each county
14 and counties consolidated for comprehensive corrections plans:

15 (a) Approved technical assistance grants and comprehensive
16 corrections plans including each program and level of funding, the
17 utilization level of each program, and profile information of
18 enrolled offenders.

19 (b) If federal funds are made available, the number of
20 participants funded, the number served, the number successfully
21 completing the program, and a summary of the program activity.

22 (c) Status of the community corrections information system and
23 the jail population information system.

24 (d) Data on residential services, including participant data,
25 participant sentencing guideline scores, program expenditures,
26 average length of stay, and bed utilization data.

27 (e) Offender disposition data by sentencing guideline range,



1 by disposition type, by prior record variable score, by number and
2 percent statewide and by county, current year, and comparisons to
3 the previous 3 years.

4 (f) Data on the use of funding made available under the drunk
5 driver jail reduction and community treatment program.

6 (2) The report required under subsection (1) shall include the
7 total funding allocated, program expenditures, required program
8 data, and year-to-date totals.

9 Sec. 414. (1) The department shall administer a county jail
10 reimbursement program from the funds appropriated in part 1 for the
11 purpose of reimbursing counties for housing in jails certain felons
12 who otherwise would have been sentenced to prison.

13 (2) The county jail reimbursement program shall reimburse
14 counties for convicted felons in the custody of the sheriff if the
15 conviction was for a crime committed on or after January 1, 1999
16 and 1 of the following applies:

17 (a) The felon's sentencing guidelines recommended range upper
18 limit is more than 18 months, the felon's sentencing guidelines
19 recommended range lower limit is 12 months or less, the felon's
20 prior record variable score is 35 or more points, and the felon's
21 sentence is not for commission of a crime in crime class G or crime
22 class H or a nonperson crime in crime class F under chapter XVII of
23 the code of criminal procedure, 1927 PA 175, MCL 777.1 to 777.69.

24 (b) The felon's minimum sentencing guidelines range minimum is
25 more than 12 months under the sentencing guidelines described in
26 subdivision (a).

27 (c) The felon was sentenced to jail for a felony committed



1 while he or she was on parole and under the jurisdiction of the
2 parole board and for which the sentencing guidelines recommended
3 range for the minimum sentence has an upper limit of more than 18
4 months.

5 (3) State reimbursement under this section shall be \$65.00 per
6 diem per diverted offender for offenders with a presumptive prison
7 guideline score, \$55.00 per diem per diverted offender for
8 offenders with a straddle cell guideline for a group 1 crime, and
9 \$40.00 per diem per diverted offender for offenders with a straddle
10 cell guideline for a group 2 crime. Reimbursements shall be paid
11 for sentences up to a 1-year total.

12 (4) As used in this section:

13 (a) "Group 1 crime" means a crime in 1 or more of the
14 following offense categories: arson, assault, assaultive other,
15 burglary, criminal sexual conduct, homicide or resulting in death,
16 other sex offenses, robbery, and weapon possession as determined by
17 the department based on specific crimes for which counties received
18 reimbursement under the county jail reimbursement program in fiscal
19 year 2007 and fiscal year 2008, and listed in the county jail
20 reimbursement program document titled "FY 2007 and FY 2008 Group
21 One Crimes Reimbursed", dated March 31, 2009.

22 (b) "Group 2 crime" means a crime that is not a group 1 crime,
23 including larceny, fraud, forgery, embezzlement, motor vehicle,
24 malicious destruction of property, controlled substance offense,
25 felony drunk driving, and other nonassaultive offenses.

26 (c) "In the custody of the sheriff" means that the convicted
27 felon has been sentenced to the county jail and is either housed in



1 a county jail, is in custody but is being housed at a hospital or
2 medical facility for a medical or mental health purpose, or has
3 been released from jail and is being monitored through the use of
4 the sheriff's electronic monitoring system.

5 (5) County jail reimbursement program expenditures shall not
6 exceed the amount appropriated in part 1 for the county jail
7 reimbursement program. Payments to counties under the county jail
8 reimbursement program shall be made in the order in which properly
9 documented requests for reimbursements are received. A request
10 shall be considered to be properly documented if it meets MDOC
11 requirements for documentation. By October 15, the department shall
12 distribute the documentation requirements to all counties.

13 (6) Any county that receives funding under this section for
14 the purpose of housing in jails certain felons who otherwise would
15 have been sentenced to prison shall, as a condition of receiving
16 the funding, report by September 30 an annual average jail capacity
17 and annual average jail occupancy for the immediately preceding
18 fiscal year.

19 (7) Not later than February 1, the department shall report to
20 the senate and house appropriations subcommittees on corrections
21 all of the following information:

22 (a) The number of inmates sentenced to the custody of the
23 sheriff and eligible for the county jail reimbursement program.

24 (b) The total amount paid to counties under the county jail
25 reimbursement program.

26 (c) The total number of days inmates were in the custody of
27 the sheriff and eligible for the county jail reimbursement program.



1 (d) The number of inmates sentenced to the custody of the
2 sheriff under each of the 3 categories: presumptive prison, group 1
3 crime, and group 2 crime in subsection (3).

4 (e) The total amount paid to counties under each of the 3
5 categories: presumptive prison, group 1 crime, and group 2 crime in
6 subsection (3).

7 (f) The total number of days inmates were in the custody of
8 the sheriff under each of the 3 categories: presumptive prison,
9 group 1 crime, and group 2 crime in subsection (3).

10 (g) The estimated cost of housing inmates sentenced to the
11 custody of the sheriff and eligible for the county jail
12 reimbursement program as inmates of a state prison.

13 Sec. 416. Allowable uses of drunk driver jail reduction and
14 community treatment program funding shall include reimbursing
15 counties for transportation, treatment costs, and housing drunk
16 drivers during a period of assessment for treatment and case
17 planning. Reimbursements for housing during the assessment process
18 shall be at the rate of \$43.50 per day per offender, up to a
19 maximum of 5 days per offender.

20 Sec. 417. (1) By March 1, the department shall report to the
21 senate and house appropriations subcommittees on corrections, the
22 senate and house fiscal agencies, the legislative corrections
23 ombudsman, and the state budget office on both of the following
24 programs from the previous fiscal year:

25 (a) The drunk driver jail reduction and community treatment
26 program.

27 (b) Any new initiatives to control prison population growth



1 funded or proposed to be funded under part 1.

2 (2) For each program listed under subsection (1), the report
3 shall include information on each of the following:

4 (a) Program objectives and outcome measures, including, but
5 not limited to, the number of offenders who successfully completed
6 the program, and the number of offenders who successfully remained
7 in the community during the 3 years following termination from the
8 program.

9 (b) Expenditures by location.

10 (c) The impact on jail utilization.

11 (d) The impact on prison admissions.

12 (e) Other information relevant to an evaluation of the
13 program.

14 Sec. 418. (1) The department shall collaborate with the state
15 court administrative office on facilitating changes to Michigan
16 court rules that would require the court to collect at the time of
17 sentencing the state operator's license, state identification card,
18 or other documentation used to establish the identity of the
19 individual to be admitted to the department. The department shall
20 maintain those documents in the prisoner's personal file.

21 (2) The department shall cooperate with MDHHS to create and
22 maintain a process by which prisoners can obtain their Michigan
23 birth certificates if necessary. The department shall describe a
24 process for obtaining birth certificates from other states, and in
25 situations where the prisoner's effort fails, the department shall
26 assist in obtaining the birth certificate.

27 (3) The department shall collaborate with the department of



1 military and veterans affairs to create and maintain a process by
2 which prisoners can obtain a copy of their DD Form 214 or other
3 military discharge documentation if necessary.

4 Sec. 419. (1) The department shall provide weekly electronic
5 mail reports to the senate and house appropriations subcommittees
6 on corrections, the senate and house fiscal agencies, the
7 legislative corrections ombudsman, and the state budget office on
8 prisoner populations by security levels by facility, prison
9 facility capacities, and parolee and probationer populations.

10 (2) The department shall provide monthly electronic mail
11 reports to the senate and house appropriations subcommittees on
12 corrections, the senate and house fiscal agencies, the legislative
13 corrections ombudsman, and the state budget office. The reports
14 shall include information on end-of-month prisoner populations in
15 county jails, the net operating capacity according to the most
16 recent certification report, identified by date, the number of beds
17 in currently closed housing units by facility, and end-of-month
18 data, year-to-date data, and comparisons to the prior year for the
19 following:

20 (a) Community residential program populations, separated by
21 centers and electronic monitoring.

22 (b) Parole populations.

23 (c) Probation populations, with identification of the number
24 in special alternative incarceration.

25 (d) Prison and camp populations, with separate identification
26 of the number in special alternative incarceration and the number
27 of lifers.



1 (e) Prisoners classified as past their earliest release date.

2 (f) Parole board activity, including the numbers and
3 percentages of parole grants and parole denials.

4 (g) Prisoner exits, identifying transfers to community
5 placement, paroles from prisons and camps, paroles from community
6 placement, total movements to parole, prison intake, prisoner
7 deaths, prisoners discharging on the maximum sentence, and other
8 prisoner exits.

9 (h) Prison intake and returns, including probation violators,
10 new court commitments, violators with new sentences, escaper new
11 sentences, total prison intake, returns from court with additional
12 sentences, community placement returns, technical parole violator
13 returns, and total returns to prison and camp.

14 Sec. 422. On a quarterly basis, the department shall issue a
15 report to the senate and house appropriations subcommittees on
16 corrections, the senate and house fiscal agencies, the legislative
17 corrections ombudsman, and the state budget office, for the
18 previous 4 quarters detailing the outcomes of prisoners who have
19 been reviewed for parole. The report shall include all of the
20 following:

21 (a) How many prisoners in each quarter were reviewed.

22 (b) How many prisoners were granted parole.

23 (c) How many prisoners were denied parole.

24 (d) How many parole decisions were deferred.

25 (e) The distribution of the total number of prisoners reviewed
26 during that quarter grouped by whether the prisoner had been
27 interviewed for the first, second, third, fourth, fifth, sixth, or



1 more than sixth time.

2 (f) The number of paroles granted, denied, or deferred for
3 each of the parole guideline scores of low, average, and high.

4 (g) The reason for denying or deferring parole.

5 Sec. 423. From the funds appropriated in part 1 for offender
6 success administration, the department shall collaborate with the
7 Michigan Restaurant Association for job placement for individuals
8 on probation and parole.

9 Sec. 425. (1) From the funds appropriated in part 1 for
10 offender success programming, \$1,000,000.00 shall be used by the
11 department to establish medication-assisted treatment offender
12 success pilot programs to provide prerelease treatment and
13 postrelease referral for opioid-addicted and alcohol-addicted
14 offenders who voluntarily participate in the medication-assisted
15 treatment offender success pilot programs. The department shall
16 collaborate with residential and nonresidential substance abuse
17 treatment providers and with community-based clinics to provide
18 postrelease treatment. The programs shall employ a multifaceted
19 approach to treatment, including a long-acting nonaddictive
20 medication approved by the Food and Drug Administration for the
21 treatment of opioid and alcohol dependence, counseling, and
22 postrelease referral to community-based providers.

23 (2) The manufacturer of a long-acting nonaddictive medication
24 approved by the Food and Drug Administration for opioid and alcohol
25 dependence shall provide the department with samples of the
26 medication, at no cost to the department, during the duration of
27 the medication-assisted treatment offender success pilot programs.



1 Offenders shall receive 1 injection prior to being released from
2 custody and shall be connected with an aftercare plan and
3 assistance with obtaining insurance to cover subsequent injections.

4 (3) Participants of the programs shall be required to attend
5 substance abuse treatment programming as directed by their agent,
6 including coordination of both direct or indirect services through
7 federally qualified health centers in Wayne, Washtenaw, Genesee,
8 Berrien, Van Buren, and Allegan Counties, but not limited to only
9 those counties, shall be subject to routine drug and alcohol
10 testing, shall not be allowed to consume drugs or alcohol, and
11 shall possess a strong will to overcome addiction.

12 (4) The department shall submit a report by September 30 to
13 the senate and house appropriations subcommittees on corrections,
14 the senate and house fiscal agencies, the legislative corrections
15 ombudsman, and the state budget office on the number of offenders
16 who received injections upon release, the number of offenders who
17 received injections and tested positive for drugs or alcohol, the
18 number of offenders who received injections in the community for a
19 duration of at least 3 months, and the number of offenders who
20 received injections and were subsequently returned to prison.

21 Sec. 426. From the funds appropriated in part 1, the
22 department shall ensure that any inmate with a diagnosed mental
23 illness is referred to a local mental health care provider that is
24 able and willing to treat the inmate upon parole or discharge. The
25 department shall ensure that the provider is informed of the
26 inmate's current treatment plan including any medications that are
27 currently prescribed to the inmate.



1 **FIELD OPERATIONS ADMINISTRATION**

2 Sec. 603. (1) All prisoners, probationers, and parolees
3 involved with the curfew monitoring program shall reimburse the
4 department for costs associated with their participation in the
5 program. The department may require community service work
6 reimbursement as a means of payment for those able-bodied
7 individuals unable to pay for the costs of the equipment.

8 (2) Program participant contributions and local program
9 reimbursement for the curfew monitoring program appropriated in
10 part 1 are related to program expenditures and may be used to
11 offset expenditures for this purpose.

12 (3) Included in the appropriation in part 1 is adequate
13 funding to implement the curfew monitoring program to be
14 administered by the department. The curfew monitoring program is
15 intended to provide sentencing judges and county sheriffs in
16 coordination with local community corrections advisory boards
17 access to the state's curfew monitoring program to reduce prison
18 admissions and improve local jail utilization. The department shall
19 determine the appropriate distribution of the curfew monitor units
20 throughout the state based upon locally developed comprehensive
21 corrections plans under the community corrections act, 1988 PA 511,
22 MCL 791.401 to 791.414.

23 (4) For a fee determined by the department, the department
24 shall provide counties with the curfew monitor equipment,
25 replacement parts, administrative oversight of the equipment's
26 operation, notification of violators, and periodic reports
27 regarding county program participants. Counties are responsible for



1 curfew monitor equipment installation and service. For an
2 additional fee as determined by the department, the department
3 shall provide staff to install and service the equipment. Counties
4 are responsible for the coordination and apprehension of program
5 violators.

6 (5) Any county with curfew monitor charges outstanding over 60
7 days shall be considered in violation of the community curfew
8 monitor program agreement and lose access to the program.

9 Sec. 604. (1) The funds appropriated in part 1 for criminal
10 justice reinvestment shall be used only to fund data collection and
11 evidence-based programs designed to reduce recidivism among
12 probationers and parolees.

13 (2) Of the funds appropriated in part 1 for criminal justice
14 reinvestment, at least \$600,000.00 shall be allocated to an
15 organization that has received a United States Department of Labor
16 training to work 2-adult reentry grant to provide county jail
17 inmates with programming and services to prepare them to get and
18 keep jobs. Examples of eligible programs and services are, but are
19 not limited to: adult education, tutoring, manufacturing skills
20 training, participation in a simulated work environment, mentoring,
21 cognitive therapy groups, life skills classes, substance abuse
22 recovery groups, fatherhood programs, classes in understanding the
23 legal system, family literacy, health and wellness, finance
24 management, employer presentations, and classes on job retention.
25 Programming and support services should begin before release and
26 continue after release from the county jail. To be eligible for
27 funding, an organization must show at least 2 years' worth of data



1 that demonstrate program success.

2 Sec. 611. The department shall prepare by March 1 individual
3 reports for the residential reentry program, the electronic
4 monitoring program, and the special alternative to incarceration
5 program. The reports shall be submitted to the senate and house
6 appropriations subcommittees on corrections, the senate and house
7 fiscal agencies, the legislative corrections ombudsman, and the
8 state budget office. Each program's report shall include
9 information on all of the following:

10 (a) Monthly new participants by type of offender. Residential
11 reentry program participants shall be categorized by reason for
12 placement. For technical rule violators, the report shall sort
13 offenders by length of time since release from prison, by the most
14 recent violation, and by the number of violations occurring since
15 release from prison.

16 (b) Monthly participant unsuccessful terminations, including
17 cause.

18 (c) Number of successful terminations.

19 (d) End month population by facility/program.

20 (e) Average length of placement.

21 (f) Return to prison statistics.

22 (g) Description of each program location or locations,
23 capacity, and staffing.

24 (h) Sentencing guideline scores and actual sentence statistics
25 for participants, if applicable.

26 (i) Comparison with prior year statistics.

27 (j) Analysis of the impact on prison admissions and jail



1 utilization and the cost effectiveness of the program.

2 Sec. 612. (1) The department shall review and revise as
3 necessary policy proposals that provide alternatives to prison for
4 offenders being sentenced to prison as a result of technical
5 probation violations and technical parole violations. To the extent
6 the department has insufficient policies or resources to affect the
7 continued increase in prison commitments among these offender
8 populations, the department shall explore other policy options to
9 allow for program alternatives, including department or OCC-funded
10 programs, local level programs, and programs available through
11 private agencies that may be used as prison alternatives for these
12 offenders.

13 (2) By April 1, the department shall provide a report to the
14 senate and house appropriations subcommittees on corrections, the
15 senate and house fiscal agencies, the legislative corrections
16 ombudsman, and the state budget office on the number of all
17 parolees returned to prison and probationers sentenced to prison
18 for either a technical violation or new sentence during the
19 preceding fiscal year. The report shall include the following
20 information for probationers, for parolees after their first
21 parole, and for parolees who have been paroled more than once:

22 (a) The numbers of parole and probation violators returned to
23 or sent to prison for a new crime with a comparison of original
24 versus new offenses by major offense type: assaultive,
25 nonassaultive, drug, and sex.

26 (b) The numbers of parole and probation violators returned to
27 or sent to prison for a technical violation and the type of



1 violation, including, but not limited to, zero gun tolerance and
2 substance abuse violations. For parole technical rule violators,
3 the report shall list violations by type, by length of time since
4 release from prison, by the most recent violation, and by the
5 number of violations occurring since release from prison.

6 (c) The educational history of those offenders, including how
7 many had a high school equivalency or high school diploma prior to
8 incarceration in prison, how many received a high school
9 equivalency while in prison, and how many received a vocational
10 certificate while in prison.

11 (d) The number of offenders who participated in the reentry
12 program versus the number of those who did not.

13 (e) The unduplicated number of offenders who participated in
14 substance abuse treatment programs, mental health treatment
15 programs, or both, while in prison, itemized by diagnosis.

16 Sec. 613. When the department is determining where to place a
17 parolee with chronic technical violations, the department shall
18 give priority to placing a parolee in an intensive detention
19 program that offers specific programming to address the behavioral
20 needs of the parolee, and that works on a plan with the parolee to
21 ensure that once the parolee is released he or she can remain in
22 the community and successfully complete his or her parole.

23 Sec. 615. (1) The department shall submit a report detailing
24 the number of prisoners who have received life imprisonment
25 sentences with the possibility of parole and who are currently
26 eligible for parole to the senate and house appropriations
27 subcommittees on corrections, the senate and house fiscal agencies,



1 the legislative corrections ombudsman, and the state budget office
2 by April 30.

3 (2) The report shall include the following information on
4 parolable lifers who have served more than 25 years: prisoner name,
5 MDOC identification number, prefix, offense for which life term is
6 being served, county of conviction, age at time offense was
7 committed, current age, race, gender, true security classification,
8 dates of parole board file reviews, dates of parole board
9 interviews, parole guideline scores, and reason for decision not to
10 release.

11 Sec. 617. From the funds appropriated in part 1 for the
12 residential alternative to prison program, the department shall
13 provide vocational, educational, and cognitive programming in a
14 secure environment to enhance existing alternative sentencing
15 options, increase employment readiness and successful placement
16 rates, and reduce new criminal behavior for the west Michigan
17 probation violator population. The department shall measure and set
18 the following metric goals:

19 (a) 85% of participants successfully complete the program.

20 (b) Of the participants that complete the program, 75% will
21 earn a nationally recognized credential for career and vocational
22 programs.

23 (c) Of the participants that complete the program, 100% will
24 earn a certificate of completion for cognitive programming.

25 (d) The prison commitment rate for probation violators will be
26 reduced by 5% within the impacted geographical area after the first
27 year of program operation.



1 **HEALTH CARE**

2 Sec. 802. As a condition of expenditure of the funds
3 appropriated in part 1, the department shall provide the senate and
4 house appropriations subcommittees on corrections, the senate and
5 house fiscal agencies, the legislative corrections ombudsman, and
6 the state budget office with quarterly reports on physical and
7 mental health care detailing quarterly and fiscal year-to-date
8 expenditures itemized by vendor, allocations, status of payments
9 from contractors to vendors, and projected year-end expenditures
10 from accounts for prisoner health care, mental health care,
11 pharmaceutical services, and durable medical equipment. These
12 reports shall include a breakdown of all payments to the integrated
13 care provider itemized by physical health care, mental health care,
14 and pharmacy expenditures.

15 Sec. 803. (1) The department shall assure that all prisoners,
16 upon any health care treatment, are given the opportunity to sign a
17 release of information form designating a family member or other
18 individual to whom the department shall release records information
19 regarding a prisoner. A release of information form signed by a
20 prisoner shall remain in effect for 1 year, and the prisoner may
21 elect to withdraw or amend the release form at any time.

22 (2) The department shall assure that any such signed release
23 forms follow a prisoner upon transfer to another department
24 facility or to the supervision of a parole officer.

25 (3) The form shall be placed online, on a public website
26 managed by the department.

27 Sec. 804. The department shall report quarterly to the senate



1 and house appropriations subcommittees on corrections, the senate
2 and house fiscal agencies, the legislative corrections ombudsman,
3 and the state budget office on prisoner health care utilization.
4 The report shall include the number of inpatient hospital days,
5 outpatient visits, emergency room visits, and prisoners receiving
6 off-site inpatient medical care in the previous quarter, by
7 facility.

8 Sec. 807. The funds appropriated in part 1 for Hepatitis C
9 treatment shall be used only to purchase specialty medication for
10 Hepatitis C treatment in the prison population. In addition to the
11 above appropriation, any rebates received from the medications used
12 shall be used only to purchase specialty medication for Hepatitis C
13 treatment. On a quarterly basis, the department shall issue a
14 report to the senate and house appropriations subcommittees on
15 corrections, the senate and house fiscal agencies, the legislative
16 corrections ombudsman, and the state budget office, showing for the
17 previous 4 quarters the total amount spent on specialty medication
18 for the treatment of Hepatitis C, the number of prisoners that were
19 treated, the amount of any rebates that were received from the
20 purchase of specialty medication, and what outstanding rebates are
21 expected to be received.

22 Sec. 812. (1) The department shall provide the department of
23 health and human services with a monthly list of prisoners newly
24 committed to the department of corrections. The department and the
25 department of health and human services shall enter into an
26 interagency agreement under which the department of health and
27 human services provides the department of corrections with monthly



1 lists of newly committed prisoners who are eligible for Medicaid
2 benefits in order to maintain the process by which Medicaid
3 benefits are suspended rather than terminated. The department shall
4 assist prisoners who may be eligible for Medicaid benefits after
5 release from prison with the Medicaid enrollment process prior to
6 release from prison.

7 (2) The department shall provide the senate and house
8 appropriations subcommittees on corrections, the senate and house
9 fiscal agencies, the legislative corrections ombudsman, and the
10 state budget office with quarterly updates on the utilization of
11 Medicaid benefits for prisoners.

12 Sec. 816. By April 1, the department shall provide the senate
13 and house appropriations subcommittees on corrections, the senate
14 and house fiscal agencies, the legislative corrections ombudsman,
15 and the state budget office with a report on pharmaceutical
16 expenditures and prescribing practices. In particular, the report
17 shall provide the following information:

18 (a) A detailed accounting of expenditures on antipsychotic
19 medications.

20 (b) Any changes that have been made to the prescription drug
21 formularies.

22 **CORRECTIONAL FACILITIES ADMINISTRATION**

23 Sec. 901. From the funds appropriated in part 1 for the
24 enhanced food technology program, the department shall expand the
25 existing food technology education program to at least 700 inmates
26 annually. A participant in the food technology program shall



1 complete 408 hours of on-the-job training in a prison kitchen as a
2 part of the program.

3 Sec. 903a. From the funds appropriated in part 1 for prison
4 food service, the department shall report biannually to the senate
5 and house appropriations subcommittees on corrections, the senate
6 and house fiscal agencies, the legislative corrections ombudsman,
7 and the state budget office on the following:

8 (a) Average per-meal cost for prisoner food service. Per-meal
9 cost shall include all costs directly related to the provision of
10 food for the prisoner population, and shall include, but not be
11 limited to, actual food costs, total compensation for all food
12 service workers, including benefits and legacy costs, and
13 inspection and compliance costs for food service.

14 (b) Food service-related contracts, including goods or
15 services to be provided and the vendor.

16 (c) Major sanitation violations.

17 Sec. 904. The department shall calculate the cost per
18 prisoner/per day for each security custody level. This calculation
19 shall include all actual direct and indirect costs for the previous
20 fiscal year, including, but not limited to, the value of services
21 provided to the department by other state agencies and the
22 allocation of statewide legacy costs. To calculate the cost per
23 prisoner/per day, the department shall divide these direct and
24 indirect costs by the average daily population for each custody
25 level. For multilevel facilities, the indirect costs that cannot be
26 accurately allocated to each custody level can be included in the
27 calculation on a per-prisoner basis for each facility. A report



1 summarizing these calculations and the direct and indirect costs
2 included in them shall be submitted to the senate and house
3 appropriations subcommittees on corrections, the senate and house
4 fiscal agencies, the legislative corrections ombudsman, and the
5 state budget office not later than December 15.

6 Sec. 906. Any local unit of government or private nonprofit
7 organization that contracts with the department for public works
8 services shall be responsible for financing the entire cost of such
9 an agreement.

10 Sec. 907. The department shall report by March 1 to the senate
11 and house appropriations subcommittees on corrections, the senate
12 and house fiscal agencies, the legislative corrections ombudsman,
13 and the state budget office on academic and vocational programs.
14 The report shall provide information relevant to an assessment of
15 the department's academic and vocational programs, including, but
16 not limited to, all of the following:

17 (a) The number of instructors and the number of instructor
18 vacancies, by program and facility.

19 (b) The number of prisoners enrolled in each program, the
20 number of prisoners completing each program, the number of
21 prisoners who do not complete each program and are not subsequently
22 reenrolled, and the reason for not completing the program, the
23 number of prisoners transferred to another facility while enrolled
24 in a program and not subsequently reenrolled, the number of
25 prisoners enrolled who are repeating the program, and the number of
26 prisoners on waiting lists for each program, all itemized by
27 facility.



1 (c) The steps the department has undertaken to improve
2 programs, track records, accommodate transfers and prisoners with
3 health care needs, and reduce waiting lists.

4 (d) The number of prisoners paroled without a high school
5 diploma and the number of prisoners paroled without a high school
6 equivalency.

7 (e) An explanation of the value and purpose of each program,
8 for example, to improve employability, reduce recidivism, reduce
9 prisoner idleness, or some combination of these and other factors.

10 (f) An identification of program outcomes for each academic
11 and vocational program.

12 (g) The number of prisoners not paroled at their earliest
13 release date due to lack of a high school equivalency, and the
14 reason those prisoners have not obtained a high school equivalency.

15 Sec. 910. The department shall allow the Michigan Braille
16 transcribing fund program to operate at its current location. The
17 donation of the building by the Michigan Braille transcribing fund
18 at the G. Robert Cotton Correctional Facility in Jackson is
19 acknowledged and appreciated. The department shall continue to
20 encourage the Michigan Braille transcribing fund program to produce
21 high-quality materials for use by the visually impaired.

22 Sec. 911. By March 1, the department shall report to the
23 senate and house appropriations subcommittees on corrections, the
24 senate and house fiscal agencies, the legislative corrections
25 ombudsman, and the state budget office the number of critical
26 incidents occurring each month by type and the number and severity
27 of assaults, escape attempts, suicides, and attempted suicides



1 occurring each month at each facility during the immediately
2 preceding calendar year.

3 Sec. 912. The department shall report monthly to the senate
4 and house appropriations subcommittees on corrections, the senate
5 and house fiscal agencies, the legislative corrections ombudsman,
6 and the state budget office on the ratio of correctional officers
7 to prisoners for each correctional institution, the ratio of shift
8 command staff to line custody staff, and the ratio of noncustody
9 institutional staff to prisoners for each correctional institution.

10 Sec. 913. (1) From the funds appropriated in part 1, the
11 department shall focus on providing required programming to
12 prisoners who are past their earliest release date because of not
13 having received the required programming. Programming includes, but
14 is not limited to, violence prevention programming, assaultive
15 offender programming, sexual offender programming, substance abuse
16 treatment programming, thinking for a change programming, and any
17 other programming that is required as a condition of parole.

18 (2) It is the intent of the legislature that any prisoner
19 required to complete a violence prevention program, sexual offender
20 program, or other program as a condition of parole shall be placed
21 on a waiting list for the appropriate programming upon entrance to
22 prison and transferred to a facility where that program is
23 available in order to accomplish timely completion of that program
24 prior to the expiration of his or her minimum sentence and
25 eligibility for parole. Nothing in this section should be deemed to
26 make parole denial appealable in court.

27 (3) The department shall submit a quarterly report to the



1 senate and house appropriations subcommittees on corrections, the
2 senate and house fiscal agencies, the legislative corrections
3 ombudsman, and the state budget office detailing enrollment in sex
4 offender programming, assaultive offender programming, violent
5 offender programming, and thinking for a change programming. At a
6 minimum, the report shall include the following:

7 (a) A full accounting, from the date of entrance to prison, of
8 the number of individuals who are required to complete the
9 programming, but have not yet done so.

10 (b) The number of individuals who have reached their earliest
11 release date, but who have not completed required programming.

12 (c) A plan of action for addressing any waiting lists or
13 backlogs for programming that may exist.

14 Sec. 920. If a female prisoner consents to a visitor being
15 present, the department shall allow that 1 person to be present
16 during the prisoner's labor and delivery. The person allowed to
17 accompany the prisoner must be an immediate family member, legal
18 guardian, spouse, or domestic partner. The department is authorized
19 to deny access to a visitor if the department has a safety concern
20 with that visitor's access. The department is authorized to conduct
21 a criminal background check on a visitor.

22 Sec. 924. The department shall evaluate all prisoners at
23 intake for substance abuse disorders, serious developmental
24 disorders, serious mental illness, and other mental health
25 disorders. Prisoners with serious mental illness or serious
26 developmental disorders shall not be removed from the general
27 population as a punitive response to behavior caused by their



1 serious mental illness or serious developmental disorder. Due to
2 persistent high violence risk or severe disruptive behavior that is
3 unresponsive to treatment, prisoners with serious mental illness or
4 serious developmental disorders may be placed in secure residential
5 housing programs that will facilitate access to institutional
6 programming and ongoing mental health services. A prisoner with
7 serious mental illness or serious developmental disorder who is
8 confined in these specialized housing programs shall be evaluated
9 or monitored by a medical professional at a frequency of not less
10 than every 12 hours.

11 Sec. 925. By March 1, the department shall report to the
12 senate and house appropriations subcommittees on corrections, the
13 senate and house fiscal agencies, the legislative corrections
14 ombudsman, and the state budget office on the annual number of
15 prisoners in administrative segregation between October 1, 2018 and
16 September 30, 2019, and the annual number of prisoners in
17 administrative segregation between October 1, 2018 and September
18 30, 2019 who at any time during the current or prior prison term
19 were diagnosed with serious mental illness or have a developmental
20 disorder and the number of days each of the prisoners with serious
21 mental illness or a developmental disorder have been confined to
22 administrative segregation.

23 Sec. 929. From the funds appropriated in part 1, the
24 department shall do all of the following:

25 (a) Ensure that any inmate care and control staff in contact
26 with prisoners less than 18 years of age are adequately trained
27 with regard to the developmental and mental health needs of



1 prisoners less than 18 years of age. By April 1, the department
2 shall report to the senate and house appropriations subcommittees
3 on corrections, the senate and house fiscal agencies, the
4 legislative corrections ombudsman, and the state budget office on
5 the training curriculum used and the number and types of staff
6 receiving annual training under that curriculum.

7 (b) Provide appropriate placement for prisoners less than 18
8 years of age who have serious mental illness, serious emotional
9 disturbance, or a serious developmental disorder and need to be
10 housed separately from the general population. Prisoners less than
11 18 years of age who have serious mental illness, serious emotional
12 disturbance, or a serious developmental disorder shall not be
13 removed from an existing placement as a punitive response to
14 behavior caused by their serious mental illness, serious emotional
15 disturbance, or a serious developmental disorder. Due to persistent
16 high violence risk or severe disruptive behavior that is
17 unresponsive to treatment, prisoners less than 18 years of age with
18 serious emotional disturbance, serious mental illness, or serious
19 developmental disorders may be placed in secure residential housing
20 programs that will facilitate access to institutional programming
21 and ongoing mental health services. A prisoner less than 18 years
22 of age with serious mental illness, serious emotional disturbance,
23 or a serious developmental disorder who is confined in these
24 specialized housing programs shall be evaluated or monitored by a
25 medical professional at a frequency of not less than every 12
26 hours.

27 (c) Implement a specialized offender success program that



1 recognizes the needs of prisoners less than 18 years old for
2 supervised offender success.

3 Sec. 930. The department shall submit a quarterly report to
4 the senate and house appropriations subcommittees on corrections,
5 the senate and house fiscal agencies, the legislative corrections
6 ombudsman, and the state budget office on the number of youth in
7 prison. The report shall include, but not be limited to, the
8 following information:

9 (a) The total number of inmates under age 18 who are not on
10 Holmes youthful trainee act status.

11 (b) The total number of inmates under age 18 who are on Holmes
12 youthful trainee act status.

13 (c) The total number of inmates aged 18 to 23 who are on
14 Holmes youthful trainee act status.

15 Sec. 940. (1) Any lease, rental, contract, or other legal
16 agreement that includes a provision allowing a private person or
17 entity to use state-owned facilities or other property to conduct a
18 for-profit business enterprise shall require the lessee to pay fair
19 market value for the use of the state-owned property.

20 (2) The lease, rental, contract, or other legal agreement
21 shall also require the party using the property to make a payment
22 in lieu of taxes to the local jurisdictions that would otherwise
23 receive property tax revenue, as if the property were not owned by
24 the state.

25 Sec. 942. The department shall ensure that any contract with a
26 public or private party to operate a facility to house state
27 prisoners includes a provision to allow access by both the office



1 of the legislative auditor general and the office of the
2 legislative corrections ombudsman to the facility and to
3 appropriate records and documents related to the operation of the
4 facility. These access rights for both offices shall be the same
5 for the contracted facility as for a general state-operated
6 correctional facility.

7 Sec. 943. The department shall submit a report by May 1 to the
8 senate and house appropriations subcommittees on corrections, the
9 senate and house fiscal agencies, the legislative corrections
10 ombudsman, and the state budget office on the actual and projected
11 savings achieved by closing correctional facilities. Savings
12 amounts shall be itemized by facility. Information required by this
13 section shall start with the closure of the Pugsley Correctional
14 Facility, which closed in September of 2016.

15 Sec. 944. When the department is planning to close a
16 correctional facility, the department shall fully consider the
17 potential economic impact of the prison closure on the community
18 where the facility is located. The department, when weighing all
19 factors related to the closure of a facility, shall also consider
20 the impact on the local community where the facility to be closed
21 is located.

22 **MISCELLANEOUS**

23 Sec. 1009. The department shall make an information packet for
24 the families of incoming prisoners available on the department's
25 website. The information packet shall be updated by February 1. The
26 packet shall provide information on topics including, but not



1 limited to: how to put money into prisoner accounts, how to make
2 phone calls or create Jpay electronic mail accounts, how to visit
3 in person, proper procedures for filing complaints or grievances,
4 the rights of prisoners to physical and mental health care, how to
5 utilize the offender tracking information system (OTIS), truth-in-
6 sentencing and how it applies to minimum sentences, the parole
7 process, and guidance on the importance of the role of families in
8 the reentry process. The department is encouraged to partner with
9 external advocacy groups and actual families of prisoners in the
10 packet-writing process to ensure that the information is useful and
11 complete.

12 Sec. 1011. The department may accept in-kind services and
13 equipment donations to facilitate the addition of a cable network
14 that provides programming that will address the religious needs of
15 incarcerated individuals. This network may be a cable television
16 network that presently reaches the majority of households in the
17 United States. A bilingual channel affiliated with this network may
18 also be added to department programming to assist the religious
19 needs of Spanish-speaking inmates. The addition of these channels
20 shall be at no additional cost to this state.

21 Sec. 1013. From the funds appropriated in part 1, priority may
22 be given to funding reentry or rehabilitation programs that have
23 been demonstrated to reduce prison violence and recidivism,
24 including faith-based initiatives.